

Customer Number 22,852

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)
U.S. Patent No. 5,750,338) Group Art Unit: 1655
Mark L. Collins et al.) Examiner: D. Johannsen
Reissue Serial No.: 09/533,906 Reissue Application Filed: March 8, 2000	RECEIVED MAR 2 0 2001
For: TARGET AND BACKGROUND CAPTURE METHODS WITH AMPLIFICATION FOR AFFINITY ASSAYS	TECH CENTER 1600/2900

REISSUE LITIGATION BOX

Assistant Commissioner for Patents Washington, DC 20231

Sir:

INFORMATION DISCLOSURE STATEMENT

The Patent Owner brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed with the Patent Owner's Response to Interview Summary.

Copies of the listed documents are attached.

The Patent Owner respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or

RECEIVED

APR 1 0 2001

OFFICE OF PETITIONS

LAW OFFICES FINNEGAN, HENDERSON, Farabow, Garrett, & DUNNER, L.L.P. 1300 I STREET, N. W. WASHINGTON, DC 20005 202-408-4000

The course with male and the first period to the first term than t

constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and the Patent Owner determines that the cited document(s) do not constitute "prior art" under United States law, the Patent Owner reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

The Patent Owner further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

By: Jean Burke Fordis
Reg. No. 32,984

Date: January 31, 2001

FINNEGAN, HENDERSON, FARABOW, GARRETT, & DUNNER, L. L. P.

LAW OFFICES

& DUNNER, L.L.P. 1300 I STREET, N. W. WASHINGTON, DC 20005 202-408-4000

INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)

Atty. Docket No.	1	147.0142-00000		Reissue Serial No.	09/533,	906	W 3 , 2 50		
Applicant	N	Mark L. Collins et al.				E	2001 =		
Filing Date	N	March 8, 2000	Group	1655 CEMARK OFF					
		FOREIG	N PATENT	DOCUMENTS					
		Document Number	Date	Country	Class	Sub Class	Translation Yes or No		
	O	THER DOCUMENTS (Inclu	iding Autho	or, Title, Date, Perti	ient Pago	es, Etc.)			
		Sanjay Tyagi et al., Extremely Sensitive, Background-free Gene Detection Using Binary Probes and Qβ Replicase, Proc. Natl. Acad. Sci. USA, 93:5395-5400 (1996).							
Comments		Yi-Wei Tang et al., <i>Molecular Diagnostics of Infectious Diseases</i> , Clinical Chemistry, 43:11, 2021-2038 (1997).							
		Thomas J. White et al., <i>The Polymerase Chain Reaction: Clinical Applications</i> , Advances in Clinical Chemistry, 29:161-196 (1992).							
2									
The state of the s									
Examiner		 		Date Considered					
*Examiner:	throu	l if reference considered, when gh citation if not in conformat nunication to applicant.					•		
Form PTO 1449	9		Pater	nt and Trademark Off	ce - U.S	. Departm	nent of Commerc		